

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare Department – Mahabubnagar District – Puttandoddi Village - Itikyal Mandal - Acquisition of land for an extent of Ac.3.60 Cents in Sy.No.161 for provision of house sites to the weaker section people – Payment of Rs.1,34,729/- towards decretal charges in A.S.No.904/95 against OP.No.134/86 – Permission accorded - Orders Issued.

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SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No.411

Dated:- 11.06.2008.

Read the following:-

- 1.From the District Collector, Mahabubnagar,No.LA2/24/2004, dated.23.03.2005.
- 2.From the Commissioner of Social Welfare, A.P., Hyderabad, Letter. Rc.No.LA2/4588/2005, dated.25.07.2005.
3. Government Memo.No.6466/LA(2)/2005-1, dated.12/7/2007.
- 4.From the District Collector, Mahabubnagar,No.G2/24/2004, dated.27.10.2007.

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O R D E R:-

The Commissioner of Social Welfare, A.P., Hyderabad, in his letter 2nd read above, while forwarding the proposals of the District Collector, Mahabubnagar, in his letter 1st read above, has requested the Government to release of an amount of Rs.1,83,285/- (Rupees one lakh eighty three thousand two hundred and eighty five only) towards decretal charges in AS No.904/95 against OP No.134/86 to comply with the Court orders.

2. The Land Acquisition Officer, Itikyal, has acquired the land for an extent of Ac.3.60 cents in Sy.No.161 situated at Puttandoddi(V) of Itikyal (M) at Mahabubnagar District for providing house sites to weaker section people. The LAO has fixed the market value as Rs.4,200/- per acre vide his Award Proceedings.No.A1/232/85, dated:22.12.1985. Under section 18 of the LA Act, the Lower Court enhanced the compensation from Rs.4,200/- per acre to Rs.22,500/- per acre in its judgment dt.27.04.1995 in OP No.134/86. Challenging the judgment of the Sub-court, the LAO filed an appeal before the Hon'ble High Court. The Hon'ble High Court has granted interim stay of execution of decree on condition to deposit half of the decretal charges within (8) weeks from 04.08.1995 in CMP No.10712/95 in OP No.134/86 Pursuant of the above directions an amount of Rs.96,708/- had been deposited in the sub-ordinate Judge Court, Gadwal towards half of the enhanced decretal amount. The Hon'ble High Court in its judgment dated:16.03.2004 in AS No.904/95 against OP NO.134/86 has dismissed the appeal by LAO and in modification of the decree of the Lower Court, has confirmed the rate fixed by the Lower Court and granted interest on 30% solatium. The GP for Appeals, High Court of AP, Hyderabad has opined that further appeal can be filed in the Hon'ble Supreme Court. The MRO, Itikyal has filed SLP in the Hon'ble Supreme Court and the same was dismissed on 03.08.2004 in SLP No.17096/2004.

3. In Govt., Memo. 3rd read above, the Commissioner of Social Welfare, A.P., Hyderabad/ the District Collector, Mahabubnagar have been requested to furnish revised calculation sheet as per the instructions issued by the Finance Department vide their U.O.Note.No.9730-A/133/A1/Expr.SW/2007, dated.17.4.2007. The District Collector, Mahabubnagar in his letter 4th read above has furnished a revised calculation sheet for Rs.1,34,729/-.

4. Government, after careful examination of the above proposal, and in consultation with Law and Finance Departments, hereby accord sanction for an amount of **Rs.1,34,729/- (Rupees one lakh thirty four thousand seven hundred and twenty nine only)** towards decretal charges in AS No.904/95 against OP No.134/86 to comply with the Court orders, for the lands acquired for providing house sites to the weaker section people of Mahabubnagar District.

5. The expenditure sanctioned in para (4) above shall be debited to "2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(05) Acquisition of House sites to weaker sections in Rural Areas under Indiramma Programme - 310/312 – other Grant-in-aid" .

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6. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Mahabubnagar, to comply with the Court orders.
7. The District Collector, Mahabubnagar, shall verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount, if any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.
8. This order issued with the concurrence of Finance (Exp.SW) Department vide their U.O. No.13620/186/A1/Expr.SW/08, dated.4-6-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**RACHEL CHATTERJEE
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Commissioner of Social Welfare, A.P., Hyderabad.
The District Collector, Mahabubnagar.
Copy to:
The Director of Treasuries & Accounts, A.P. Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The Accountant General, A.P., Hyderabad.
The Dist. Treasury Office, Mahabubnagar.
Finance (Exp.SW/BG) Department.
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER